

SPECIAL EDITION

Northern

California

TEAMSTER

SERVING 101,000 NORTHERN CALIFORNIA TEAMSTERS AND THEIR FAMILIES

Vol. XXIX—Northern California, May, 1972

151

No. 5

Sec.-Treas. Report

The nominations are over and in this issue is a sample copy of the ballot for you to study before you cast your vote on Friday, May 19 or Saturday, May 20.

All the preparations have been made so that voting will be convenient for each member.



Al Leishman

Every legal and official rule will be adhered to. I have checked with the International, our lawyers and the Labor Department as to our planned procedure and all suggestions and rules will be carried out during the voting and counting of the ballots.

The method of voting and counting will be by voting machines which we have used in the past. And there will be a sufficient number of machines to get the members in and out of the booths in the shortest possible time.

The supervision will be by Arnold Anderson a labor mediator and the elected rank and file committee.

In addition to the voting arrangements, I have arranged with the Police Department to allow for ample parking. The members will not only be able to park in the Union's lots but there will be space on the street.

In this special issue, the reproduction of the sample ballot in the following pages is for your information to give you the placing of each candidate's name as it will appear on the voting machines.

Brothers, I repeat, this is a very important election. Please see to it that you take the short time to get out here and cast your vote; and those of you who plan to do so on Saturday, be sure to note that the polls will close at 2 p.m. Remember, this is your Union and your vote is important.

Fraternally,
Al Leishman,
Secretary-Treasurer

Note of Thanks

Anita Soto, wife of Trustee Art Soto, wishes to thank each and every member of Local No. 70 who supported her in her campaign for the office of Councilwoman in the city of Hayward. She extends a "special thanks" to Dispatcher Al Fialho who was an active participant in her campaign.

Although Anita didn't make it this time, the new friends she made and the many wonderful people she met made her effort a most enjoyable experience for her.

Local 70 News Beverage Strike

By Bob Windsor and Larry Dias

Negotiations for the Beverage Industry resumed Wednesday, April 19, 1972, at the Western Conference of Teamster's Building. Gene Barry, the Federal Mediator, called this meeting in hopes that all parties would negotiate in good faith.

The local unions involved in this dispute were optimistic that the Food Employers Council was ready to negotiate a contract. The local unions implicated were ready to resume where they left off on April 3, 1972. At this time the federal mediator left the conference room to inform the Food Employers Council that we were willing and ready to negotiate.

George Mock and the federal mediator returned to the conference room about five minutes later to inform us that they (the Food Employers Council) would not discuss the issues raised at the April 3rd meeting. The federal mediator suggested that we as well as the Food Employers Council retain an impartial arbitrator, of which the impartial arbitrator would be a fact-finder for most of

the issues involved. After considerable deliberation, the involved unions agreed, with certain limitations. The Food Employers Council stated that they did not have the power to agree, but would check with their employer (the beverage companies) and give us their answer no later than Monday, May 1, 1972. NOTE: we learned today (5/1/72) from Gene Barry, that we will have the employers' answer Wednesday, May 3, 1972. We sincerely hope the beverage companies will agree to the federal mediator's suggestion. It is not the local unions involved in the negotiations that are stalling. We will continue to say what we want and will have a marathon of negotiations until the contract is settled. We have made a point of this to the Food Employers Council time and time again. Who is lagging?

Last month a suggestion was made to the Food Employers Council that both they and the implicated unions, should agree to meet, along with Teamster's General President, Frank Fitzsimmons, in an attempt to reach a settlement. This was also rejected by the Food Employers Council. Wouldn't this

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Container Report

By Roy Nunes

Can you remember the jurisdiction clause under the National Master Freight Agreement which was ruled illegal under the Taft-Hartley Act? In my opinion that was much less formidable than the language now in the PMA Agreement. Our legal staff has given us to understand that the provision is illegal under the Taft Hartley Act (A.D.). If an injunction is awarded, then this will mean that the work jurisdiction language in the ILWU Agreement is held invalid. This would give us back the right to stuff and unstuff containers from the shippers and consignees to the trucking companies. If the Court makes this ruling, we will have won half the battle.

To keep you abreast as to what has been happening in other areas, Local 692, in Long Beach was granted the right to picket Matson Terminal, Inc., by a U.S. District Judge. This picketing was a result of Matson terminal calling the stuffing and unstuffing of cargo—container work, which has displaced teamsters belonging to Local 692 from performing work which they had historically done.

We are attempting to appear in Federal Court to request that the

same action be granted Local 70, as Matson Containers in the Port of Oakland has now opened its doors. The stuffing work was historically performed by Local 70 members; the big portion being Acme Terminal, which Matson used as its Container Station. It has since closed its doors and Local 70 has lost the work. We are presently awaiting word from our legal staff regarding this appeal to the Federal Court. However, our situation here is much more difficult than Long Beach, as we have several injunctions pending regarding the picketing of the container stations at the Port of Oakland.

There are also employers who are filing for injunctions against the PMA and ILWU. One such employer is in the area of Local 314 (Contra Costa County) and there are several in the Oakland area. These employers are filing against the Subcontracting Article in the PMA-ILWU Agreement.

The Court case which Locals 70 and 85 are involved in with the ILWU-PMA has been in the Courts close to three years. We are just about to wind up our testimony, which shows that we have done the majority of this work in the past.

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President's Report

As the election draws near you, the members, will be hearing some statements which are or may be untrue. You are urged to question each candidate as you are approached individually or in a group as to whether or not they have proof of their facts or statements.

Some of these statements will be absolutely unwarranted and have no basis, such as the rumor that our Local Union has paid heavy fines in the amounts of thousands of dollars. This Local Union has not paid

any money for any fines against our Union. Any fines which may have been levied have either been stayed or are on appeal in an Appeal Court.

As to the statement that we are bringing new members into our Local Union, we have had successful organizing drives, and therefore, we must take these members into our Union. With the exception of a six-month moratorium, we have taken in some sons of members, which has always been a past practice in our Local Union.

These are only a few of the rumors you may hear during this month. The real issues are the unsettled Beverage strike, which has continued for a longer time than any of us had expected. This is the longest Beverage strike in Local No. 70's history and has created great hardship on our members and their families. On behalf of the Beverage members, I would like to thank all of our members who have donated their time and money to support their brothers in the Beverage industry.

The Container jurisdiction is another important issue which we hope will be ruled on in our favor. This means many jobs to our members—especially with the high unemployment rate throughout the country.

I strongly believe each and every member should actively support the candidate of his choice and exercise his right to vote. Remember—every vote counts. Be sure to vote!

Fraternally
James R. Muniz
President



Jim Muniz

VOTING MACHINE

OFFICE TITLES	PRESIDENT (3 YEAR TERM) (VOTE FOR ONE)		VICE PRESIDENT (3 YEAR TERM) (VOTE FOR ONE)		RECORDING SECRETARY (3 YEAR TERM) (VOTE FOR ONE)		SECRETARY- TREASURER (3 YEAR TERM) (VOTE FOR ONE)		
CANDI- DATES	1 A JAMES "JIMMY" MUNIZ (INCUMBENT)	2 A JOHNNY COZZETTE	3 A STAN BOTELHO (INCUMBENT)	4 A FRANK ARROYO	5 A LARRY PYNE	6 A JIM RUSH	7 A DICK DUROSSETTE	8 A CHUCK MACK	9 A ART SOT (INCUMBENT)
CANDI- DATES	1 B CLARENCE MEYER	2 B LOU RIGA				6 B GABE YBARROLAZA	7 B ED PAINTER	8 B GEORGE R. WELLS	9 B JACK FROS

TEAMSTERS UNION LOCAL 70 OF

... ALL OFFICERS AND OFFICIALS EL

All Officers and Officials will be Delegates to any

ELECTION: 2 DAYS; FRIDAY, MAY 19

POLLING PLACE: 70 HEGENE

POLLS OPEN: FRIDAY, 7:00 A.M., CLOSE 8:00

Rank and File Election Committee: 1. De Lima, Ben; 2. Hendrie, Bob; 3. Ma

Absentee Ballots

Absentee ballots will be available for any member who may be out of town during the two days of our election, May 19th and May 20th, 1972, or who for some other reason might be unable to come in personally to our Union Headquarters to cast his vote.

An absentee ballot must be requested in a letter to Local #70's office, stating the reason for the request, and signed by the member himself.

BUSINESS AGENT— POSITION # 3 (3 YEAR TERM) (VOTE FOR ONE)		BUSINESS AGENT— POSITION # 4 (3 YEAR TERM) (VOTE FOR ONE)		BUSINESS AGENT— POSITION # 5 (3 YEAR TERM) (VOTE FOR ONE)		BUSINESS AGENT— POSITION # 6 (3 YEAR TERM) (VOTE FOR ONE)											
18 A	BOBBY FREITAS (INCUMBENT)	19 A	ROY NUNES (INCUMBENT)	20 A	LARRY FINNELL	21 A	RON LOPES	22 A	DICK SARMENTO (INCUMBENT)	23 A	LAWRENCE "LARRY" DIAS (INCUMBENT)	24 A	DAROL WRIG				
BUSINESS AGENT— POSITION #10 (3 YEAR TERM) (VOTE FOR ONE)		BUSINESS AGENT— POSITION # 11 (3 YEAR TERM) (VOTE FOR ONE)		BUSINESS AGENT—POSITION # 12 (3 YEAR TERM) (VOTE FOR ONE)													
33 A	AL ANDRADE (INCUMBENT)	34 A	ROY AGOSTA	35 A	MIKE LYNN	36 A	ART ROLFE	37 A	LLOYD ADCOCK	38 A	"CAL" BENNETT	39 A	AL KING	40 A	STEVE MARINKOVICH	41 A	BOB SIL

BRING YOUR UNION MEMBERSH

EVERY MEMBER SHOULD MAKE I

E SAMPLE BALLOT

TRUSTEES (3 YEAR TERM) (VOTE FOR 3)				BUSINESS AGENT— POSITION # 1 (3 YEAR TERM) (VOTE FOR ONE)			BUSINESS AGENT— POSITION # 2 (3 YEAR TERM) (VOTE FOR ONE)	
9 A ART SOTO (INCUMBENT)	10 A JIM BELCHER	11 A ROBERT (BOB) COLE	12 A JIM DODGE	13 A TED KAUFMAN (INCUMBENT)	14 A WILLIAM "BILL" BOTELHO	15 A GIL SOUZA	16 A JOE ARINO (INCUMBENT)	17 A FRANK "SHORTY" RUSSELL
9 B JACK FROST	10 B MARTY FRATES	11 B E. GRIEGO	12 B ANDY GRMOJA	BUSINESS AGENT— POSITION # 8 (3 YEAR TERM) (VOTE FOR ONE)		BUSINESS AGENT— POSITION # 9 (3 YEAR TERM) (VOTE FOR ONE)		
	10 C GEORGE M. KING	11 C VINCE SENNECA	12 C DAVID A. ZITO	28 A BOB WINDSOR (INCUMBENT)	29 A SAM GENCO	30 A ALEX R. YBARROLAZA (INCUMBENT)	31 A MERLE BIGENHO	32 A LARRY FERREIRA

0 OF ALAMEDA COUNTY, CALIF.

CIALS ELECTED FOR 3 YEAR TERMS . . .

s to any Conventions during their term of office!

19 AND SATURDAY, MAY 20, 1972

GENBERGER RD., OAKLAND

SE 8:00 P.M. — SATURDAY, 8:00 A.M., CLOSE 2:00 P.M.

o; 3. Manning, James; 4. Pratt, Augustus; 5. Souza, Joe; 6. Sullivan, Dennis.

AGENT— # 6 (TERM) (ONE)	BUSINESS AGENT— POSITION # 7 (3 YEAR TERM) (VOTE FOR ONE)			DISPATCHER—POSITION # 1 (3 YEAR TERM) (VOTE FOR ONE)			DISPATCHER— POSITION # 2	
4 A DAROLD L. WRIGHT	25 A BILLY RODGERS (INCUMBENT)	26 A ROBERT "BOB" BELL	27 A NORM "HAM" HAMON	42 A WILLIAM "BILL" FAGUNDES (INCUMBENT)	43 A WILLIAM "BILLY D" DOMBROSKI	44 A "GABBY" McCABE	45 A AL FIALHO (INCUMBENT)	46 A BYRON FLEISCHMANN
				DISPATCHER—POSITION # 3 (3 YEAR TERM) (VOTE FOR ONE)				
41 A BOBBY SILVA				47 A VERN FIELDER (INCUMBENT)	48 A ELMER CORBETT	49 A GEORGE TRACY		

MEMBERSHIP CARD AND RECEIPT

KE IT HIS BUSINESS TO VOTE!!

Container Report

Continued from Page 1. —

We don't expect a decision to be made in this case for about another twelve months. However, we can't sit idle; we must continue to fight for what has been said for many months—that a tremendous amount of teamster jobs would be lost, not only in this area, but every port in the United States.

To show you just how rapidly Containerization is growing, I made a study of a new Container Station now being built in Utah. This Container station, when completed, will be situated on 3,450 acres. It will be five (5) miles from the main highway, will have two railroad spurs from two different railroads, a new airport and storage warehouses. The containers will be picked up by rail from the Bay Area and Long Beach area. This, when completed, will be the Container Distribution Center for the Eleven Western States. As you know, Utah is a "Right-to-Work" State. This will not only damage the teamsters with reference to the trucking division, the ILWU with reference to its warehouse force, but will also affect the warehouse division in the State of California. This is only the beginning, for times are rapidly changing due to modernization and mechanization.

In closing, let me say that with the members behind us, and with the ideals and views to benefit the working man, we will endeavor to continue to fight for the work which rightfully belongs to us—the right to stuff and unstuff containers in our area.

You must understand the legal means we must use to combat this fight as it no longer is "push and shove," because of the laws that are governing all labor unions today. We must therefore use the legal departments and Courts to attempt to win our objective.

Sick Committee Report

Ray Arroyo

I have sat down with Secretary-Treasurer Al Leishman and gone over the Financial Report which he read to the membership at our last General Membership Meeting.

My findings, after analyzing the itemized Financial Statement, are that the Sick Committee Fund reserve and the commercial balance of the Sick Fund are in balance with the total amount shown for the Sick Committee Fund on the Financial Statement.

Strike Assistance

Mike Burke

The Beverage strike has now been going on for five months. For the most of us, our brothers and their families, these months have been very trying. It is during such difficult times we get to know one another and gain a better understanding of our brothers and our Union.

It was because of these difficult times and suffering that the Strike Assistance Hardship Committee was founded — to help our brothers who are in need. This Committee is comprised of a group of men who are all bonded by our Local Union and authorized to go out into the field and call at all of the other barns and terminals employing Local #70 teamsters for the purpose of collecting money from the brother members who are working. On the initial call, these men contact the Steward or Stewards who, in turn, try to collect \$1.00 per week per man from each working member.

The Stewards then turn the money collected over to a member of our Committee, who first identifies himself by a letter from Local #70. For further identification he also presents his union book. The Committee member then issues a receipt which is numbered and in triplicate; and when he turns in the monies he has collected, the second and third copies are signed and witnessed by those receiving it. The second copy is turned in with the cash and the third copy stays in the Committee member's book. This makes for a good cross-check.

In distributing the funds collected, at the end of each week, the Stewards make up a list of members who have been performing their duties on the picket lines. We of the Committee then tabulate and distribute the money to the striking members.

We have members in Local #70 who believe that a brother who has been on strike for five months, and who may work out of the Hiring Hall a day per week, should not be helped by our Committee. Any brother who is on strike is permitted by our International By-Laws to work two days per week and still receive his strike benefits. Naturally, this brother makes up his time on the picket lines. I would like to suggest to the brothers who doubt that our Beverage men need help that they try to live on the strike benefits our brothers receive for one month. **Try it . . . you may like it . . . but not for a period of five months.**

Brothers, we are living in a nation that is truly blessed. Our country is the envy of the world; in fact, it is a wonder of the world. We produce so much, and our Government distributes sizable sums of money to countries around the world for the help of humanity. Why then can't business men sit down with Labor, act in good faith and settle this dispute?

When I see young family men who recently served their country in Viet Nam come home and work a few years, save up a little nest egg for a down payment on a home or automobile. I feel for them when a labor dispute comes along because of some hard-headed businessmen who have a very prosperous money-making industry but who deprive men from earning a living salary and stand by with folded arms and watch the worlds of these hard-working Beverage men collapse.

Some of the consequences are a lost home, a repossessed car, telephones disconnected . . . even some marriages ruined. I, for one, cannot understand how an industry which has produced so much wealth for a selected few, can deprive the many workers and their families of bread, their homes, cars, telephones, etc.

Gentlemen of the Beverage industry: Remember the Korean War, the Viet Nam War. Oh, how much money you made from your product when it was shipped to the war zones by the shiploads to the same group of young men who are now, by your actions, suffering all over again.

Gentlemen of the Beverage industry . . . think of this fact: It is well known in your circles according to statistics that the working men in our nation who earn \$200 per week or less pay 90% of all taxes collected by the U.S. Government.

When you meet again to negotiate, be fair with the men of Labor. Remember that we have made money for you in the past, and that we will continue to do so in the future.

Beverage Strike

Continued from Page 1. —

indicate to any intelligent person that the local unions involved are alone in their efforts to negotiate a contract and return the members to work? It would appear that the Food Employers Council is not relaying to the beverage companies all the facts. A good indication of this is the shoddy letters that some of the Beverage companies have sent to the members' homes, fortunately the beverage drivers are not falling for this devious scheme.

The Food Employers Council on several occasions have promised they would have the beverage companies discontinue this type of harassment of our members. Please note that this promise was given several months ago, and again as recent as two weeks ago. Do they ever plan to bargain in good faith? Do they ever keep their word? They (the beverage companies) state in their letters sent to the beverage workers' homes, that they are anxious for them to return to work. We would say quite sincerely that the companies should indicate this desire to the Food Employers Council. The beverage companies should realize by now that the beverage workers are not going to settle for a substandard contract! In short, they cannot, and will not accept a contract which they are unable to live with.

We would gladly put down our signs and return to work, however, under the terms and conditions the employers dictate, this could never be.

Some of the Companies have indicated their desire to negotiate outside of the realm of the Food Employers Council. It has been pointed out to us that they are not content with the way the Food Employers Council have been negotiating. We have at all times earnestly attempted to settle this dispute; and have agreed and will continue to agree to meet any employer that has a sincere desire to negotiate.

"Food Employers declare war! The Union contract covering Food Store workers in northern California, including 7,000 in Santa Clara County is under attack by a statewide Food Employers Council, in a quiet kind of continuous guerrilla warfare. The Food Employers Council is busy on several fronts."

Big Profits For 1971

Business wound up 1971 with the biggest gain in after-tax profits for any year since 1965, reports in three national publications show.

AND SOME of the huge profits were directly attributable to the assist from the Nixon administration in the form of new tax breaks.

The Wall Street Journal, using U. S. Steel as an example, reported that the firm had received \$48 million in fourth quarter tax credits. Those tax credits had "a considerable impact" on fourth quarter profits for U.S. Steel which rose by 18.9 per cent, according to the newspaper.

THE NEWSPAPER surveyed 464 firms and found profits for the fourth quarter to be up an average 25.8 per cent over the fourth quarter of 1970.

Business Week estimated that net income to business had risen 20 percent in the last quarter over "the \$39.2 billion seasonally adjusted annual rate of the fourth quarter of 1970."

"U. S. business could have loafed through the fourth quarter of 1971," Business Week bragged, "and still earned more money than it did a year earlier."

This was a quote by James P. McLoughlin, Secretary-Treasurer of Retail Store Employees, Union 428. He also states that they are trying to knock the contract apart, divide and intimidate the members, and bankrupt the union with the burden of legal expenses.

The contract proposed by the Food Employers Council falls short of the 5.5% figure set by the pay board. It has been suggested by various labor leaders that a general strike be called. This could become a reality, as the labor leaders in northern California realize the Beverage companies are out on a union-busting campaign. Hopefully, we will have a contract settlement in lieu of a general strike.

The pressure that the labor leaders are putting on TV, news media, radio, etc., will have an affect to bring companies to the negotiating table with a sincere desire to settle this dispute.

The beverage strikers wish to thank each and every member of Local 70 for the contributions that they have made; the response has been a generous one. Read Mike Burke's column for details.

Here again is the feeling of the Beverage Industry after five months of picketing. After working for the beverage companies at a substandard wage and conditions, we feel we have a right to expect a language change in our contract with the beverage companies. We will stay out as long as it takes to obtain the dignity and respect for our families that is equal to the rest of the community.

We have sent notices to every retail grocer, liquor store, restaurant, and cocktail lounge in the immediate bay area, explaining the issues of the strike; that we have the right to informational picket them and leaflet their place of business as long as they are still selling struck beverages. The response of the above mentioned has been fantastic. We have received many letters stating that they, the retailers, are in constant sympathy for our cause. We have attempted to notify all local teamster unions in California of our plight, asking for their support. The response has been tremendous. They realize that an injury to one is an injury to all.

The unity that has been shown by all the unions involved has been long overdue. It is the first time, that we can remember, that we are negotiating as one, and as one we shall win!

MEXICAN ALIENS EXPLOITED

ATLANTA (PAI) — Tough as life is for American migrant farm workers, the Mexican alien who sneaks into the United States on the promise of good jobs can find himself worse off than even the American citizen.

A recent study made here shows that Mexican aliens frequently are brought into the United States in unmarked, airless trucks; put to work frequently on non-union construction jobs as laborers or even brick-layers; paid completely substandard wages which sometimes never get paid at all; fired when they complain and abandoned on country roads and deathly afraid to complain because they are in the country illegally.

As told by the Mexican Consul here, the story is of distressing frequency. Often the worker ends up in the Salvation Army or the Union Mission or with some Spanish-speaking family until immigration officials can get him back to Mexico, a sadder and certainly not richer man.